

PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

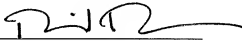
In Re the Application of: ) Group Art Unit: 1755  
)  
KODAS et al. ) Examiner: Patricia L. Hailey  
)  
Serial No. 10/731,740 ) THIRD REQUEST FOR STATUS OF  
) REFUND UNDER 37 C.F.R. §1.26  
Filed: December 9, 2003 )  
)  
Confirmation No. 5116 )  
)  
Atty. File No.: 41890-01674 )  
)  
For: "ELECTROCATALYST POWDERS, )  
METHODS FOR PRODUCING POWDERS )  
AND DEVICES FABRICATED FROM )  
SAME" )  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

Applicant respectfully requests a status update with regard to the attached Request for Refund of \$150.00 mailed to the U.S. Patent and Trademark Office on June 22, 2006.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By: 

David F. Dockery  
Registration No. 34,323  
3151 South Vaughn Way, Suite 411  
Aurora, Colorado 80014  
Telephone: 303-338-0997  
Facsimile: 303-338-1514

Date: June 6, 2007

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In Re the Application of:

KODAS et al.

Serial No. 10/731,740

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) Group Art Unit: 1755

) Examiner: Patricia L. Hailey

) REQUEST FOR REFUND  
) UNDER 37 C.F.R. §1.26

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being transmitted via facsimile to the U.S. Patent and Trademark Office on the date shown below.	
Print or Type Name:	Valerie Perry
Signature:	<i>Valerie Perry</i>
Date:	6-22-06

Dear Sir or Madam:

In connection with the above-identified U.S. patent application, Applicant hereby requests a refund in the amount of \$150.00. At the time of filing a Response to Office Action on May 16, 2006, no additional claims were submitted. However, the May 2006 Deposit Account Statement (copy enclosed) indicates that on May 24, 2006, Deposit Account No. 50-1419 was debited \$150.00 for claims in excess of 20. Applicant believes this amount was debited in error.

It is respectfully requested that \$150.00 be credited to Deposit Account No. 50-1419 on behalf of the assignee.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By: 

David F. Dockery  
Registration No. 34,323  
3151 South Vaughn Way, Suite 411  
Aurora, Colorado 80014  
Telephone: 303-338-0997  
Facsimile: 303-338-1514

Date: June 22, 2006



**United States  
Patent and  
Trademark Office**



**Deposit Account Statement**

Requested Statement Month: May 2006  
 Deposit Account Number: 501419  
 Name: MARSH FISCHMANN & BREYFOGLE LLP  
 Attention: THOMAS R MARSH  
 Address: 3151 SOUTH VAUGHN WAY  
 City: AURORA  
 State: CO  
 Zip: 80014  
 Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/01	1	E-REPLENISHMENT		9203	-\$10,000.00	\$10,431.00
05/01	97	10209342	41890-01601	8021	\$40.00	\$10,391.00
05/02	110	10649502	3123-368-1	1464	\$130.00	\$10,261.00
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05/08	101	11277386	50197-00025	8021	\$40.00	\$10,271.00
05/09	19	1330092	41992-00229	7208	-\$200.00	\$10,471.00
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05/11	146	11430529		8021	\$40.00	\$9,781.00
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05/15	176	11383153	50224-00037	8021	\$40.00	\$9,641.00
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05/17	2	10792328	3123-548	1251	\$120.00	\$8,421.00
05/17	3	10414414	3123-533	1202	\$200.00	\$8,221.00
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05/22	472	78465301	50140-00008	7003	\$100.00	\$8,281.00
05/22	606	78465298	50140-00009	7003	\$100.00	\$8,181.00
05/23	713	11419687	50237-00002	4011	\$75.00	\$8,106.00
05/23	714	11419687	50237-00002	2111	\$250.00	\$7,856.00
05/23	715	11419687	50237-00002	2311	\$100.00	\$7,756.00
05/23	716	11419687	50237-00002	2202	\$375.00	\$7,381.00
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05/24	4	10731740	41890-01674	1202	\$150.00	\$7,031.00
05/24	827	78890657	50304-00002	7001	\$325.00	\$6,706.00
05/24	839	78890663	50304-00001	7001	\$325.00	\$6,381.00

## Deposit Account Statement

Page 2 of 2

05/24	961	11419979	45118-00253 1011	\$300.00	\$6,081.00
05/24	962	11419979	45118-00253 1111	\$500.00	\$5,581.00
05/24	963	11419979	45118-00253 1311	\$200.00	\$5,381.00
05/24	981	11419984	45118-00261 1011	\$300.00	\$5,081.00
05/24	982	11419984	45118-00261 1111	\$500.00	\$4,581.00
05/24	983	11419984	45118-00261 1311	\$200.00	\$4,381.00
05/24	998	11419987	45118-00262 1011	\$300.00	\$4,081.00
05/24	999	11419987	45118-00262 1111	\$500.00	\$3,581.00
05/24	1000	11419987	45118-00262 1311	\$200.00	\$3,381.00
05/26	54	E-REPLENISHMENT	9203	-\$5,000.00	\$8,381.00
05/30	2	11025739	50121-00027 1806	\$180.00	\$8,201.00
05/30	28	11397938	41890-01766 1081	\$250.00	\$7,951.00
05/31	26	11397938	41890-01766 1081	\$250.00	\$7,701.00
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05/31	415	11419984	45118-00261 8021	\$40.00	\$7,581.00
		START	SUM OF	SUM OF	END
		BALANCE	CHARGES	REPLENISH	BALANCE
		\$431.00	\$8,300.00	\$15,450.00	\$7,581.00

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